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DATE: July 8, 2004

TO: UNITED STATES PATENT AND TRADEMARK OFFICE
AFTER FINAL COMMUNICATION
Art Unit 2676

James C. Edwards
Reg. No. 44,667

In re: Harper
Appl. No. 09/966,970
Filed September 28, 2001
Title: METHOD AND APPARATUS FOR SIMULTANEOUS IMAGE CAPTURE AND IMAGE DISPLAY
IN AN IMAGING DEVICE

Confirmation No. 5811
Art Unit: 2676
Examiner Tung, Kee M.

Please process the attached Response After Final Action (12 pages) and the Petition and Fee for Extension of Time (1 page) fax confirmation of receipt to 704-444-1111. Thank you.

NO. OF PAGES:
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T-635 P.003/014 F-496

Response
7/8/04

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**Response Under 35 U.S.C. § 1.116 - Expedited
Procedure - Examining Group 2676**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/966,970 Confirmation No.: 5811
Applicant(s): Harper
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Examiner: Tung, Kee M. (acting for Quillen, Allen E.)
Title: METHOD AND APPARATUS FOR
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AND IMAGE DISPLAY IN AN IMAGING DEVICE

Docket No.: 033257/236160
Customer No.: 00826

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Commissioner for Patents
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**RESPONSE AFTER FINAL ACTION
PURSUANT TO 37 C.F.R. § 1.116**

Examiner Tung:

This communication is in response to the Final Office Action dated March 9, 2004. The Applicant would like to thank Examiner Tung for the telephone interview conducted on June 10, 2004. As a result of the telephone interview, as reflected in the Interview Summary dated June 15, 2004, the Examiner has agreed to withdraw the finality of March 9, 2004 Office Action upon receipt of this response. In addition, the Examiner has agreed that the subsequently issued Office Action will be non-final.

Remarks/Arguments begin on page 2 of this paper.